IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE NINETEENTH DAY OF JULY
TWO THOUSAND AND FIVE

PRESENT

THE HON'BLE SRI BILAL NAZKI, THE ACTING CHIEF JUSTICE

And
THE HON'BLE SRI JUSTICE G.CHANDRAIAH

WRIT PETITION NO : 15003 of 2005

Between:

Kadambarui Krishna Murthy, S/o. Lingaraju,
D.No. 2-46-16, Sambhu Nagar, Rajahmundry, E.G.District.

..... PETITIONER

AND

1 The Station House Officer, Nidadavole P.S., Nidadavole, West Godavari

District.
2 The Superintendent of Police, West Godavari District at Eluru.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue an Order, direction, or a Writ, more particularly one in the nature of Writ of Habeas Corpus directing the Respondents herein to produce the son of the Petitioner herein, Viz., Kadambari Venkateswara Rao, before this Hon'ble Court, who was taken away by the Police of Nidadavole Police Station, West Godavari District at 10.00 A.M. on 07-07-2005, apprehending danger to his life and set him at liberty forthwith and to pass such other or further orders as this Hon'ble Court may deem fit and proper in the circumstances of the case.

Counsel for the Petitioner : TELEGRAM

Counsel for the Respondents : THE ADVOCATE GENERAL

The Court made the following :

ORDER : (Per Hon'ble Sri Bilal Nazki, ACJ)

In response to the allegations made in the telegram, a counter affidavit has been filed in which it is submitted that the alleged detenu was arrested in Crime No.63 of 2005 registered for the offence under Section 498-A of I.P.C. He was produced before the Magistrate on 11.7.2005 and is now in custody on the orders of the Magistrate, in Sub-Jail, Kovvur. The other accused in that crime i.e. accused No.2 to 4 are absconding. In this view of the matter, no further orders are necessary to be passed in this writ petition, which is accordingly dismissed. No order as to costs.

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(BILAL NAZKI, ACJ)

19th July 2005.

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(G.CHANDRAIAH, J)

ajr

To

1 The Station House Officer, Nidadavole P.S., Nidadavole, West Godavari District.

2 The Superintendent of Police, West Godavari District at Eluru.

3 Two C.Cs. to the Advocate-General, High Court of AP, Hyderabad (OUT)

4 Two C.D. copies.